

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

EMILIANO ERMINI,)
)
Petitioner,)
)
vs.) No. 12-cv-06100
) (LTS)
VIVIANA VITTORI,)
)
Respondent.)
-----)

December 19, 2012
10:38 a.m.

Deposition of VIVIANA VITTORI, held at
the offices of Wilmer Cutler Pickering
Hale and Dorr LLP, 7 World Trade Center, New
York, New York, before Laurie A. Collins, a
Registered Professional Reporter and Notary
Public of the State of New York.

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ALSO PRESENT:

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MARIA GALETTA, Italian Interpreter

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OLGA NEGRINI, Italian Interpreter

Teleconference

And if this comes up with other questions that could be characterized as legal or somehow abstractly conceptual, I'm directing two things: one, the questioner go to underlying facts and get answers to those, and the deponent to give answers to those.

And if there is a refusal to answer the ultimate question, if the questioner wants, the questioner can later make an application to the court for some sanction for preclusion or something.

But if the underlying factual answers are being given, I think that will be sufficient to permit progress toward trial and for the court to consider whether some other sanction, which I am pointing out could include preclusion from taking particular positions or preclusion from offering particular evidence at trial.

And so it should not be a light decision at all. And the deponent is urged to listen to advice from her counsel on these matters, which I trust will be wise. All right?